

Prob 12B
(7/93)

UNITED STATES DISTRICT COURT

for the

District of Nebraska

FILED
U.S. DISTRICT COURT
DISTRICT OF NEBRASKA
06 AUG 21 AM 10:33
OFFICE OF THE CLERK

**Request for Modifying the Conditions or Term of Supervision
with Consent of the Offender
(Probation Form 49, Waiver of Hearing is Attached)**

Name of Offender: John C. Ezell **Docket Number:** 8:04CR450
Sentencing Judge: The Honorable Joseph F. Bataillon
Chief U.S. District Judge
Date of Original Sentence: April 20, 2005
Original Offense: Unlawful User of or Addicted to a Controlled Substance in
Possession of a Firearm 18 U.S.C. 922(g)(3)
Original Sentence: 17 months prison, 3 years supervised release.
Type of Supervision: Supervised Release
Date Supervision Commenced: July 14, 2006

PETITIONING THE COURT

☐ To extend the term of supervision for _____, for a total term of _____

☒ To modify the conditions of supervision as follows:

The defendant shall attend, successfully complete, and pay for any diagnostic evaluations, treatment or counseling programs, or approved support groups(e.g., AA/NA) for alcohol and/ or controlled substance abuse, as directed by the probation officer.

The defendant shall attend, successfully complete, and pay for any mental health diagnostic evaluations and treatment or counseling programs, as directed by the probation officer.

EZELL, John C.

8:04CR450

Request to Modify Conditions

CAUSE

On August 8, 2006, John Ezell was placed in Emergency Protective Custody at Creighton Medical Center by Officers of the Omaha Police Department, as a result of an alleged attempted suicide. It was initially indicated that the offender drank bleach. However, after further testing and observation, it was concluded that the offender had consumed either PCP or "wet" (a mixture of marijuana cigarettes and embalming fluid). During conversation with the attending physician, he recommended to the undersigned that Mr. Ezell pursue a course of substance abuse treatment. Additionally, on August 12, 2006, Mr Ezell was cited by Officers of the Omaha Police Department for possession of marijuana less than one ounce. Once the reports are received, the Court will be noticed of this recent law violation.

Respectfully submitted,

Ron Scheidt, Senior
U.S. Probation Officer


Date: August 18, 2006

Reviewed by,

John A. Hill, Supervising
U.S. Probation Officer

THE COURT ORDERS

- ☐ No Action
- ☐ The Extension of Supervision as noted above
- ☒ The Modification of Conditions as noted above
- ☐ Other


The Honorable Joseph F. Bataillon
Chief U.S. District Judge

8/18/06
Date

Prob 49
(Rev. 12/00)

United States District Court

District of Nebraska


**Waiver of Hearing to Modify Conditions
of Supervision**

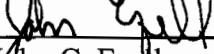
I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Supervision. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following additional conditions:

The defendant shall attend, successfully complete, and pay for any diagnostic evaluations, treatment or counseling programs, or approved support groups(e.g., AA/NA) for alcohol and/ or controlled substance abuse, as directed by the probation officer.

The defendant shall attend, successfully complete, and pay for any mental health diagnostic evaluations and treatment or counseling programs, as directed by the probation officer.

Witness: 
Ron Scheidt
Senior U.S. Probation Officer

Signed: 
John C. Ezell
Supervised Releasee

Date: 8/15/06